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December 1, 2015

Via ECF

Hon. Katherine B. Forrest
Southern District of New York
500 Pearl Street
New York, NY 10007

Re: **Patrick Clarke, v. Hudson Valley Federal Credit Union**
Case No.: **14-CV-05291-VB**

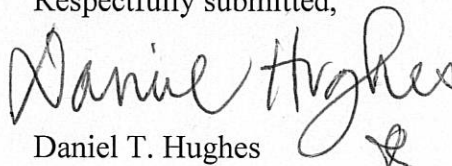
Dear Judge Forrest:

We represent the defendant, Hudson Valley Federal Credit Union ("HVFCU") in this matter and write in response to plaintiff's correspondence of yesterday, November 30, 2015.

We agree with plaintiff's counsel that Your Honor re-open the case and that the dismissal be withdrawn.

However, we disagree that the issues of attorneys' fees and costs be referred to Magistrate Judge Davidson for a settlement conference. We believe that the most expedient and efficient method to resolve what promises to be a contentious issue is for plaintiff to prepare a fee petition and that a schedule be set forth accordingly.

Respectfully submitted,


Daniel T. Hughes

DTH:jwp
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